

To request a Time Extension (TE) or Alternative Diversion Requirement (ADR), please complete and sign this request sheet and return it to your Office of Local Assistance (OLA) representative at the address below, along with any additional information requested by OLA staff. When all documentation has been received, your OLA representative will work with you to prepare for your appearance before the Board. If you have any questions about this process, please call (916) 341-6199 to be connected to your OLA representative.

Mail completed documents to:

California Integrated Waste Management Board
Office of Local Assistance, (MS 25)
1001 I Street
PO Box 4025
Sacramento CA 95812-4025

General Instructions:

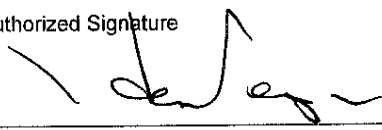
For a Time Extension complete Sections I, II, III-A, IV-A, and V.

For an Alternative Diversion Requirement complete Sections I, II, III-B, IV-B and V.

Section I: Jurisdiction Information and Certification

All respondents must complete this section.

I certify under penalty of perjury that the information in this document is true and correct to the best of my knowledge, and that I am authorized to make this certification on behalf of:

Jurisdiction Name Pomona		County Los Angeles	
Authorized Signature 		Title Utility Services Director	
Type/Print Name of Person Signing Henry Pepper	Date January 20, 2003	Phone (909) 620-2283	
Person Completing This Form (please print or type) Howard Morris		Title Solid Waste Manager	
Phone (909) 620-2362	E-mail Address howard_morris@ci.pomona.ca.us		Fax (909) 620-2485
Mailing Address 636 West Monterey Av	City Pomona	State California	ZIP Code 91768

Section II—Cover Sheet

This cover sheet is to be completed for each Time Extension (TE) or Alternative Diversion Requirement (ADR) requested.

1. Eligibility

Has your jurisdiction filed its Source Reduction and Recycling Element, Household Hazardous Waste Element, and Nondisposal Facility Element with the Board (must have been filed by July 1, 1998 if you are requesting an ADR)?

☐ No. If no, stop; not eligible for a TE or ADR.

☒ Yes. If yes, then eligible for a TE or ADR.

2. Specific Request and Length of Request

Please specify the request desired.

☒ **Time Extension Request**

Specific years requested 2002, 2003 and 2004

Is this a second request? ☒ No ☐ Yes Specific years requested.
(**Note:** Requests for an additional extension will need to address why the jurisdiction's efforts to meet the 50% goal by the end of the first extension were not successful.)

☐ **Alternative Diversion Requirement Request (*Not allowed for Regional Agencies*).**

Specific ADR requested %, for the years .

Is this a second ADR request? ☐ No ☐ Yes Specific ADR requested %, for the years .

(**Note:** Requests for an additional ADR will need to address why the jurisdiction's efforts to meet 50% by the end of the first ADR period were not successful.)

Note: Extensions may be requested anytime by a jurisdiction, but will only be effective in the years from January 1, 2000 to January 1, 2006. An original request for a TE/ADR may be granted for any period up to three years and subsequent requests for TE/ADR may extend the original request or be based on new circumstances but the total number of years for all requests cannot total more than five years or extend beyond January 1, 2006.

Section IIIA—TIME EXTENSION

Within this section, discuss your jurisdiction's progress in implementing diversion programs that were planned to achieve 50%. Provide any additional information that demonstrates "good faith effort." The CIWMB shall determine your jurisdiction's progress in demonstrating "good faith effort" towards complying with AB 939. Note: The answers to each question should be comprehensive and provide specific details regarding the jurisdiction's situation.

Attach additional sheets if necessary—please reference each response to the appropriate cell number (e.g., IIIA-1).

1. Why does your jurisdiction need more time to meet the 50% goal? Describe why SRRE selected programs did not achieve 50% diversion. Identify barriers to meeting the 50% goal and briefly indicate how they will be overcome.

From 1995 through 1998, the City of Pomona had a diversion rate in excess of the existing mandate (25%) and in fact achieved the 50% mandate. This was made possible through the City's efforts of residential curbside recycling (automated commingled collection of recyclables and green waste collection), semi-exclusive franchising of commercial waste that required 50% recycling by franchisees, and the efforts of the regional landfill, Spadra Landfill, located in Pomona and operated by the LA County Sanitation Districts, to recycle large quantities of inerts and other materials in facility management programs. That landfill began closing in 1999 and officially shut down in 2000. During the later stages of its life, large quantities of materials were evidently used in final closure. To determine the City's diversion rate from 1995 through 1998, a waste generation based calculation based on the current reporting year disposal was used instead of default calculations especially since the 1990 base year inadequately identified disposal tonnage. With Spadra's closing, the City lost a significant amount of diversion, and instead reverted to the default calculation that underscored the inadequacy of the base year 1990 disposal tonnage. The City performed a waste generation study for the year 2000 that identified a diversion rate of 41%, that was recently approved by the Waste Board. We believe that the loss of diversion from Spadra's closing resulted in the City's decline of diversion from above 50% to the 41% documented in the approved new base year. As a consequence, the City's original SRRE programs were implemented based on diversion activities that substantially changed in 1999-2000. To address the closing of Spadra, our "barrier" to compliance is in reality just a need to craft expansions of existing programming to meet the diversion shortfall. We have developed the proposed expansions with the assistance of Waste Board staff.

2. Why does your jurisdiction need the amount of time requested? Describe any relevant circumstances in the jurisdiction that contribute to the need for a Time Extension.

We need additional time to develop and implement the proposed program expansions. As explained in item no. 1 above, the City's diversion program was negatively impacted by the closure of the regional landfill and its diversion efforts that utilized significant amounts of inerts and C&D debris. We have properly identified the likely minimum value of existing diversion (41%), and have developed with Waste Board assistance a series of program enhancements that will overcome the shortfall in diversion.

3. Describe your jurisdiction's Good Faith Efforts to implement the programs in its SRRE.

The PARIS report documents the good faith efforts of the City to implement its programs as identified in the SRRE. To summarize major programming, the City implemented automated trash collection, recycling, and green waste diversion programs for its residents early on in the 1990s. All single family residents are provided a 100-gallon container for greenwaste, plus a 100-gallon container for mixed recyclables. The City has implemented a variety of commercial and industrial sector programs such as a 50% requirement for franchise commercial haulers, municipal leadership on C&D debris recycling, and regional diversion with the cooperation of the LA County Sanitation Districts at the Spadra Landfill. However, circumstances sometimes change, and the closure of the Spadra Landfill eliminated local landfill salvaging resulting in a significant decrease in diversion. To meet the challenge, the City has developed substantial enhanced efforts to again meet the 50% diversion requirement.

4. Provide any additional relevant information that supports the request.

The City has also joined the Los Angeles Regional Agency to help with additional programming and to reduce problems with the Disposal Reporting System. In addition, the City like many others has focused most of its attention on residential based programs. As better and better information has been developed to accurately identify the scope of commercial and industrial waste (86% of the City's wastestream), the City now understands that it must target more effort and attention on that sector to reach and sustain the 50% diversion level. Collecting and analyzing landfill reporting data will be an important effort to understanding "self-haul," in particular, which represents 40% of all materials reportedly disposed at landfills, yet self-haul is largely out of City control.

Section IIIB—ALTERNATIVE DIVERSION REQUIREMENT

Within this section, discuss your jurisdiction's progress in implementing diversion programs that were planned to achieve 50%. Provide any additional information that demonstrates "good faith effort." The CIWMB shall determine your jurisdiction's efforts in demonstrating "good faith effort" towards complying with AB 939. Note: The answers to each question should be comprehensive and provide specific details regarding the jurisdiction's situation.

Attach additional sheets if necessary—please reference each response to the appropriate cell number (e.g., IIIB-1.).

1. Why does your jurisdiction need and Alternative Diversion Requirement? Describe why SRRE selected programs did not achieve 50% diversion. Identify barriers to meeting the 50% goal and briefly indicate how they will be overcome.

2. Why is your jurisdiction requesting an Alternative Diversion Requirement in lieu of a Time Extension?

3. Describe your jurisdiction's Good Faith Efforts to implement the programs in its SRRE.

4. Describe any relevant circumstances in the jurisdiction that contribute to the need for an ADR. Provide any relevant information that supports the request.

Section IV A—PLAN OF CORRECTION

A Plan of Correction is required by PRC Section 41820(a)(6)(B). The plan is fundamentally a description of the actions the jurisdiction will take to meet the 50% goal by the expiration of the Time Extension.

Attach additional sheets if necessary.

Residential %		14	Non-residential %		86
PROGRAM TYPE Please use the Board's Program Types. The Program Glossary is online at: www.ciwmb.ca.gov/ LGCentral/PARIS/Codes/ Reduce.htm	NEW or EXPAND	DESCRIPTION OF PROGRAM	FUNDING SOURCE	DATE FULLY COMPLETED	ESTIMATED PERCENT DIVERSION
Concrete/Asphalt/Rubble	Expand	This program will be expanded to include the enactment of a "C&D Ordinance." The new C&D ordinance will include the following: 1. Threshold to trigger the application of the new ordinance (probably around a minimum of \$100,000 value to the project and/or anything that disturbs greater than one acre of land). 2. A target diversion rate of 50% that will be published for all to achieve. 3. Financial penalties that may apply if diversion is inadequate (to be determined range of fees that will be refunded if 50% achieved or kept as a "fine" if 50% not achieved). The City will craft this program by working internally to develop procedures to assure that all projects meeting the thresholds comply, and by soliciting the participation and support of the construction industry to help develop the ordinance that requires adoption by City Council. When developers take out construction permits, they will be required to pay a substantial recycling fee that will be refunded only upon proof that when their project is completed that 50% of all discarded materials are recycled either onsite or with an approved recycling processor.	Developm ent Impact and/or User Fees	Ordinance in place by June 30, 2003; implement program beginning July 1, 2003.	5
Commercial On-site Pick-up	Expand	The City's commercial haulers have not achieved diversion goals provided in existing commercial franchise agreements that requires each hauler to achieve 50% diversion. The City is requiring each hauler to prepare an application to continue their franchise agreement. Each applicant must file a recycling plan that will meet City diversion requirements. In addition, the City will audit the haulers and provide technical assistance to implement new programming and/or encourage third party recycling.	Refuse Fund	By June 30, 2003	2
Education (Technical Assistance)	Expand	The City in collaboration with their consultants will outreach to the Industrial business sector within the City. The technical outreach to the City's top 25 waste generators will include on-site source reduction and on-site source separation practices and techniques.	Refuse Fund	By June 30, 2003	2

	Total Estimated Diversion Percent From New and/or Expanded Programs	9
	Current Diversion Rate Percent From Latest Annual Report	41
	Total Planned Diversion Percent Estimated	50

PROGRAMS SUPPORTING DIVERSION ACTIVITIES

PROGRAM TYPE	NEW or EXPANDED	DESCRIPTION OF PROGRAM	DATE FULLY COMPLETED

Section IV B—GOAL ACHIEVEMENT

Goal Achievement describes the activities the jurisdiction will use to achieve the ADR.
Attach additional sheets if necessary..

Residential %		Non-residential %			
PROGRAM TYPE	NEW or EXPAND	DESCRIPTION OF PROGRAM	FUNDING SOURCE	DATE FULLY COMPLETED	ESTIMATED PERCENT DIVERSION
Please use the Board's Program Types. The Program Glossary is online at: www.ciwmb.ca.gov/LG/Central/PARIS/Codes/Reduce.htm					
		Total Estimated Diversion Percent From New and/or Expanded Programs			
		Current Diversion Rate Percent From Latest Annual Report			
		Total Planned Diversion Percent Estimated			

PROGRAMS SUPPORTING DIVERSION ACTIVITIES

PROGRAM TYPE	NEW or EXPAND	DESCRIPTION OF PROGRAM	DATE FULLY COMPLETED

Section V -- PARIS

Office of Local Assistance staff will be reviewing your Jurisdiction's Planning Annual Report Information System (PARIS) database printout as part of the evaluation of your request. Should the Jurisdiction have updates or revisions to the program implementation from the latest Annual Report submitted to the Board, please attach to the application the Jurisdiction's PARIS database printout showing updates or revisions.

Contact your Office of Local Assistance Representative at (916) 341-6199 for a copy of PARIS, or go to the Board's website at www.ciwmb.ca.gov/LGCentral/PARIS/.